

Message Text

CONFIDENTIAL

PAGE 01 STATE 101559

43

ORIGIN EUR-12

INFO OCT-01 ISO-00 EB-07 COME-00 TRSE-00 JUSE-00 L-03

PM-04 NSC-05 SP-02 SS-15 CIAE-00 DODE-00 INR-07

NSAE-00 PA-01 USIA-06 PRS-01 /064 R

DRAFTED BY EUR/WE:MLDURKEE:MJK

APPROVED BY EUR/WE - MR. BARBOUR

----- 012183

P 271645Z APR 76

FM SECSTATE WASHDC

TO AMEMBASSY MADRID PRIORITY

C O N F I D E N T I A L STATE 101559

E.O. 11652:GDS

TAGS: PFOR, MASS, SP

SUBJECT:SPANISH REQUEST FOR LOCKHEED DOCUMENTS

REF.: STATE 060992

1. SPANISH POL COUNS PEREZ-RODRIGO, ACCOMPANIED BY DEPTOFF, MET APRIL 23 WITH DEPUTY ASSISTANT ATTORNEY GENERAL KEENEY TO PRESENT SPANISH REACTION TO DRAFT GUIDELINES GIVEN BY KEENEY TO SPANISH EMBOFF MARCH 11 (REFTEL). SPANISH COUNTERDRAFT PROPOSED THAT AGREEMENT BE SIGNED BETWEEN DEPARTMENT OF JUSTICE AND MINISTRY OF FOREIGN AFFAIRS TO COVER JUDICIAL COOPERATION IN GENERAL, WITHOUT MENTIONING LOCKHEED CASE.

2. JUSTICE OFFICIALS EXPLAINED CAREFULLY THAT DEPARTMENT OF JUSTICE, AS LAW ENFORCEMENT AGENCY, COULD ONLY ENTER INTO BILATERAL WORKING AGREEMENTS RELATING TO SPECIFIC CASES UNDER INVESTIGATION. FURTHER, THE DEPARTMENT OF JUSTICE COULD NOT ENTER INTO AGREEMENT WITH FOREIGN
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 101559

AGENCY OTHER THAN ONE HAVING COMPARABLE LAW ENFORCEMENT

RESPONSIBILITIES, WHICH SPANISH MFA PRESUMABLY DOES NOT HAVE.

3. JUSTICE OFFICIALS ALSO EXPLAINED THAT ALL OTHER JUDICIAL ASSISTANCE ARRANGEMENTS REGARDING LOCKHEED CASE CONCLUDED WITH APPROPRIATE FOREIGN LAW ENFORCEMENT BODIES ARE LIMITED SOLELY TO INVESTIGATIONS OF ALLEGATIONS CONCERNING LOCKHEED ACTIVITIES IN THOSE COUNTRIES. WHEN PEREZ RODRIGO REFERRED TO AGREEMENT RECENTLY SIGNED WITH DUTCH INVESTIGATIVE COMMISSION, JUSTICE OFFICIALS EXPLAINED THAT THAT JUDICIAL ASSISTANCE AGREEMENT INCORPORATES BY REFERENCE THE DUTCH COMMISSION'S TERMS OF REFERENCE WHICH DEAL ONLY WITH ALLEGATIONS OF LOCKHEED PAYMENTS TO A SPECIFIC DUTCH DIGNITARY. DEPTOFF OBSERVED THAT SAME EXPLANATION REGARDING TERMS OF DUTCH AGREEMENT HAD BEEN CONVEYED ORALLY TO SPANISH EMBASSY TWO WEEKS EARLIER, WHEN QUESTION HAD FIRST ARISEN.

4. PEREZ RODRIGO TOOK NOTE THAT DEPARTMENT OF JUSTICE MAY ONLY CONCLUDE AGREEMENT WHICH A) CONCERNS THE LOCKHEED CASE AND B) ESTABLISHES DIRECT ASSISTANCE ARRANGEMENT BETWEEN THE JUSTICE DEPARTMENT AND THE SPANISH AGENCY WITH LAW ENFORCEMENT RESPONSIBILITIES FOR THE LOCKHEED CASE. IN RESPONSE TO PEREZ-RODRIGO'S QUESTION ABOUT A MORE GENERAL BILATERAL AGREEMENT ON JUDICIAL COOPERATION, JUSTICE OFFICIALS POINTED OUT THAT SUCH AN AGREEMENT COULD ONLY BE NEGOTIATED ON A GOVERNMENT-TO-GOVERNMENT BASIS IN DIPLOMATIC CHANNELS. PEREZ RODRIGO SAID HE WOULD REPORT THESE POINTS TO MADRID AND AGREED THAT PENDING RESPONSE THERE WOULD BE LITTLE POINT IN EXAMINING THE REMAINDER OF THE SPANISH DRAFT IN DETAIL.

5. ACTION REQUESTED: EMBASSY SHOULD SEEK EARLY OPPORTUNITY TO DISCUSS WITH APPROPRIATE GOS OFFICIALS THE LIMITED AND SPECIFIC NATURE OF THE JUDICIAL ASSISTANCE ARRANGEMENT WHICH USG HAS OFFERED REGARDING ALLEGATIONS ABOUT LOCKHEED ACTIVITIES IN OTHER COUNTRIES.

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 101559

FYI: DURING THE MEETING JUSTICE OFFICIALS CONFIRMED THAT MATERIAL ON SPAIN IS INCLUDED IN DOCUMENTS RECEIVED FROM THE CHURCH SUBCOMMITTEE, WHICH DOCUMENTS WERE DELIVERED UNREAD BY STATE DEPARTMENT TO JUSTICE. SISCO

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: BRIBERY, AEROSPACE INDUSTRY, INFORMATION CONTROL, US CONGRESSIONAL DOCUMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 27 APR 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: coburnhl
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE101559
Document Source: CORE
Document Unique ID: 00
Drafter: MLDURKEE:MJK
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D760159-0883
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760417/aaaaaoay.tel
Line Count: 112
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: coburnhl
Review Comment: n/a
Review Content Flags:
Review Date: 05 MAY 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <05 MAY 2004 by SmithRJ>; APPROVED <07 SEP 2004 by coburnhl>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: PANISH REQUEST FOR LOCKHEED DOCUMENTS
TAGS: PFOR, MASS, SP, US, LOCKHEED
To: MADRID
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006